

Slater & Matsil, L.L.P.

#4

Suite 1000
17950 Preston Road
Dallas, Texas 75252-5793
Phone: 972-732-1001 Facsimile: 972-732-9218

FAX RECEIVED**SEP 05 2003****PETITIONS OFFICE****FACSIMILE COVER SHEET**

To Office of Petitions	Total Pages Sent:	18
	(including cover sheet)	
Facsimile Number:	703-308-6916	Transmission Date: September 5, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Seitz, et al.

Docket No.: 00 P 9102 US

Serial No: 09/740,113

Art Unit: 2812

Date Filed: December 19, 2000

TITLE: Method for Fabricating Transistors having Damascene Formed Gate Contacts and Self-Aligned Borderless Bit Line Contacts

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being transmitted by facsimile to the U.S. Patent and Trademark Office at 703-308-6916 on the date shown above:

- Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 C.F.R. 1.137(b) (2 pages)
- Fee Transmittal (1 original and 1 copy = 2 pages)
- Copy of Notice of Abandonment (1 page)
- Response to Notice to Filing Missing Parts of Application (1 page)
- Copy of Notice to File Missing Parts on Nonprovisional Application (1 page)
- Declaration and Power of Attorney (9 pages)
- Change of Correspondence Address (1 page)

Respectfully submitted,



Natalie Swider
Legal Assistant

Confirmation Respectfully Requested

This facsimile is intended only for the use of the address named and contains legally privileged and/or confidential information. If you are not the intended recipient of this telecopy, you are hereby notified that any dissemination, distribution, copying or use of this communication is strictly prohibited. Applicable privileges are not waived by virtue of the document having been transmitted by Facsimile. Any misdirected facsimiles should be returned to the sender by mail at the address indicated on this cover sheet.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Seitz, et al. Docket No.: 00 P 9102 US
Application No.: 09/740,113 Group Art Unit: 2812
Filed: 12/19/2000 Examiner: TBD
For: Method for Fabricating Transistors having Damascene Formed Gate Contacts
and Self-Aligned Borderless Bit Line Contacts

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**MAIL STOP: MISSING PARTS**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450.

FAX RECEIVED
SEP 05 2003

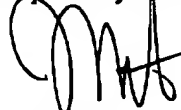
Dear Examiner:

PETITIONS OFFICE

In response to the Notice to File Missing Parts of Application, Applicants respectfully submit the following documents to be filed with the above-referenced Patent Application:

1. Copy of Notice to File Missing Parts
2. Declaration and Power of Attorney
3. Fee Transmittal Sheet.

Respectfully submitted,



Ira S. Matsil
Attorney for Applicants
Reg. No. 35,272

Slater & Matsil, L.L.P.
Suite 1000
17950 Preston Road
Dallas, Texas 75252
(972) 732-1001
fax: (972) 732-9218



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/740,113	12/19/2000	Mihel Seitz	00P9102US

Siemens Corporation
 Intellectual Property Department
 186 Wood Avenue South
 Iselin, NJ 08830

INTELLECTUAL PROPERTY
 REC'D. 6.303
 IPD
 DUE DATE

CONFIRMATION NO. 4212

ABANDONMENT/TERMINATION
 LETTER



OC000000010149357

Date Mailed: 05/30/2003

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/30/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

FAX RECEIVED

SEP 05 2003

PETITIONS OFFICE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/740,113	12/19/2000	Mihel Seitz	00P9102US

RECEIVED

APR 5 2001

INTELLECTUAL PROPERTY
DEPARTMENT

CONFIRMATION NO. 4212

FORMALITIES LETTER



0C000000005921841

Siemens Corporation
Intellectual Property Department
186 Wood Avenue South
Iselin, NJ 08830

Date Mailed: 03/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FAX RECEIVED

FILED UNDER 37 CFR 1.53(b)

SEP 05 2003

Filing Date Granted

PETITIONS OFFICE

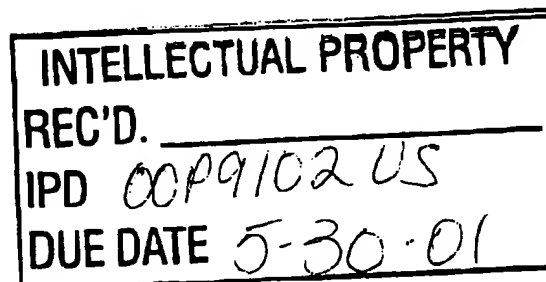
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Amad
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



PTO/SB/17 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$1430.00)

Complete if Known

Application Number 09/740,113
 Filing Date 12-19-2000 FAX RECEIVED
 First Named Inventor Seitz, et al.
 Examiner Name TBD SEP 05 2003
 Art Unit 2812 PETITIONS OFFICE
 Attorney Docket No. 00 P 9102 US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account

Deposit Account Number

50-1065

Deposit Account Name

Slater & Matsil, L.L.P.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20-- X	18	
Multiple Dependent	-3-- X	84	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$0.00)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	130.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	1300.00
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$1430.00)

SUBMITTED BY

Complete if applicable

Name (Print/Type) Ira S. Matsil Registration No. (Attorney/Agent) 35,272 Telephone 972-732-1001
 Signature [Signature] Date 9/5/03

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.
 SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.